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CLERK, U.S. DISTRICT COURT
NORTH DISTRICT OF CALIFORNIA

DMR

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA

CY22-4727

Roe,

Plaintiff,

v.

RPI,

Defendant.

DRAFT

CASE NO. _____

- ORIGINAL COMPLAINT.
 DEMAND FOR JURY TRIAL.

CASE TITLE:

AUXILIARY CASE I

(A) AUXILIARY CASE I.

(¶ No. 1) This case is hereinafter referred to as the “auxiliary case I” of Roe¹ (“J. Roe”, “plaintiff Roe” or “plaintiff”) v. Rensselaer Polytechnic Institute (“RPI”, “defendant RPI” or “defendant”).

¹ Note: “Under the Fifth and Fourteen Amendments to the Constitution of the United States, Roe is involuntarily forced to protect substantial private, confidential and undisclosed material facts.” Aforesaid is denoted by “††” herein and hereto.

1 **(B) PARTIES.**

2 ¶ No. 2) The parties are:

3 **(a) Plaintiff.** Roe is a "Natural Person Appearing Pro Se", a foreign-born and
4 non-foreign citizen of the United States, a resident of the County of San
5 Francisco, State of California.

6 **(b) Defendant.** RPI is a private "Corporation", a federally assisted
7 university, with a headquarter campus in the County of Rensselaer, State
8 of New York, and has two other campuses in the County of Hartford and
9 New London County, said counties are in the State of Connecticut.

1 **(C) SUMMARY OF THIS ORIGINAL COMPLAINT.**

2 ¶ No. 3 **Fact in issue (¶¶).** Upon intentional and excessive infliction of
3 emotional distress actions, RPI knowingly breaches Roe–RPI contract in 2011
4 by an excessively malice due process –on false sexual harassment and false
5 copyright allegations— against Roe (e.g., see exhibit 1). RPI discriminatory
6 prejudges, defames, outrageously suspends and causes lifelong and private
7 and confidential physical injuries, irreplaceable harms, unlimited damages
8 and unbearable losses to Roe. RPI maliciously suspends Roe for a period of
9 ~88 years, until Roe’s evident death at age ~120. RPI’s despotic demand is to
10 retract a lawful publication of Roe et al. (i.e., see exhibit 1).

11 ¶ No. 4 **Fact in issue (¶¶).** As a direct consequence of RPI’s malicious
12 actions (e.g., see exhibit 2), Roe has been chronically and severely suffering
13 from excruciating, lifelong, private and confidential physical injuries, losses of
14 educational privileges, deprival of employment, unbearably substantial debts,
15 involuntary losses of considerable financial assets and other excessive
16 irreplaceable harms, injuries and damages, among other injured entities.

1 (D) CLAIMS OF CAUSE OF ACTION.

2 (¶ No. 5) **Claims (‡‡).** RPI executes actually malice, excessively reckless and
 3 deliberately wrongful actions. As appertains to the JSM paper, RPI:
 4 (a) breaches several terms of Roe–RPI agreement (“RRA”²);
 5 (b) upon intentional and excessive infliction of emotional distress actions,
 6 (1) unconstitutionally denies Roe’s *leave of absence* request;
 7 (2) unconstitutionally denies Roe’s *change of status* request from a full-
 8 time to a part-time student;
 9 (c) maliciously, upon breach of academic peace and upon breach of the
 10 confidence, penetrates into privileged and potential attorney-client
 11 relationship of Roe and a local law firm, upon tacit and deceitful malice
 12 actions, in order to unconstitutionally collect case information and
 13 evidence against Roe, and drastically fails;
 14 (d) unconstitutionally, without any consent or knowledge of Roe,
 15 confidentially investigates Roe for their false allegations, and publicly
 16 discloses false sexual harassment allegations against Roe to unauthorized
 17 entities, and fails;
 18 (e) fails to timely and properly investigate and execute an appropriate due
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21 ² The RRA is a multi-compartment contract that has over 1000 pages,
 22 including, internally regulated compartments of RPI’s own judiciary and judicial
 23 procedure (hereinafter “RPIJJP”). RPIJJP primarily includes a handbook (e.g.,
 24 see Rensselaer handbook of student rights and responsibilities, rev. January 25,
 25 2021 <<https://info.rpi.edu/dean-students/05/24/2022/renssealaer-handbook-student-rights-and-responsibilities>> hereinafter the “Handbook”) and a catalog
 26 (e.g., see Rensselaer catalog, undergraduate, graduate, and professional
 27 programs, 2006–2007 <<http://catalog.rpi.edu/>> hereinafter the “Catalog”). [Note:
 Because RPI does not release the case materials and these internal documents of
 RPI include countless pages, relevant and appropriate texts of an available
 version and not the applicable version are included herein, hereto or herewith.].

process of the law (e.g., see exhibit 2), for false sexual harassment and false copyright allegations against Roe;

(f) knowingly, discriminatory, without providing any proper evidence, without stating any technical fact or facts in issue or expert opinions, alleges that an original invention of Roe et al. (e.g., see exhibit 1) is a copyright infringement and must be retracted, thereafter falsely alleges that Roe has committed academic dishonesty, plagiarism and unlawful collaboration (e.g., see exhibit 3), and fails to prove or legally proceed –in or out of the courts– regarding their false copyright allegations;

(g) unconstitutionally, deliberately, discriminatory and outrageously malicious, suspends Roe for ~88 years (e.g., see exhibit 4), publicly defames Roe in oral and in written (e.g., see exhibits 2–3), and upon intentional and excessive infliction of emotional distress actions, causes private, confidential and lifelong physical injuries and incapacitation, unlimited damages, irreplaceable harms and unbearable financial losses, thereby, as a consequence of RPI’s maliciously wrongful actions, Roe has been suffering from said private and confidential physical injuries;

(h) most recently in 2021–2022, after Roe’s health improvement and upon receipt of extensive confidential evidence of their evident failures, fails to,

- (1) communicate, negotiate and settle the matters of Roe–RPI;
- (2) change their false and discriminatory decisions;
- (3) provide educational transcripts to Roe;
- (4) meet, confer and cooperate regarding the matters of Roe–RPI;
- (5) release Roe’s case materials, upon the Federal Rules; and
- (6) respond to basic discovery requests, required by the courts.

(i) limits Roe’s access to a part of RPI’s web site (e.g., see exhibit 5); and

(j) violates the rule 1 of the Federal Rules of Civil Procedure, such that “...

1 to secure the just, speedy, and inexpensive determination of every action
 2 and proceeding. . . . See also exhibit 6.

3 (¶ No. 6) Upon facts herein, RPI is the sole cause³ of this action, because,

- 4 (a) **Fact.** RPI has a history of violating our laws;
- 5 (b) **Fact.** Roe has no history of violating our laws or international laws;
- 6 (c) **Fact.** Roe has been cooperative at any and all times and places;
- 7 (d) **Fact.** Roe has never filed any complaint against any entity; and
- 8 (e) **Fact.** No entity has filed any complaint against Roe.

9 (¶ No. 7) **Fact in issue (¶).** Speedy and public trial is appropriate, primarily
 10 due to the fact that Roe has private, confidential and unbearable injuries and
 11 RPI had over a decade to resolve the matters hereof. Additionally, RPI has

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13 ³ See, e.g., *McInerney v. Rensselaer Polytechnic Institute*, 688 F. Supp. 2d
 14 117 (N.D.N.Y. 2010) (hereinafter “*Joe v. RPI*”). *Id.* at pages 1–2, in the first
 15 paragraph of the introduction section therein, Hon. David N. Hurd summarizes
 16 the case: “. . . [Joe] . . . brings ten causes of action against. . . [RPI]. Joe alleges. . .
 17 that [RPI] intentionally discriminated against [Joe] in violation of Title III of the
 18 Americans with Disabilities Act (“Title III of the ADA”) and Section 504 of the
 19 Rehabilitation Act (“§ 504”) by failing to provide [Joe] with sufficient rest breaks
 20 during his Doctoral Candidacy Exam. [Joe] also alleges. . . that [RPI]
 21 discriminated against [Joe] in violation of Title III of the ADA by refusing to
 22 communicate to the doctoral candidacy examiners the nature of the problems
 23 [that Joe] experienced during his exam. Furthermore, [Joe] alleges. . . that [RPI]
 24 discriminated against [Joe] in violation of Title III of the ADA and § 504 by
 25 failing to provide [Joe] with a second opportunity to take the doctoral candidacy
 26 exam. [¶] . . . [Joe] alleges that [RPI] discriminated against [Joe] in violation of
 27 Title III of the ADA by failing to help [Joe] understand and use a computer fluids
 code. [Joe]. . . alleges that [RPI] discriminated against [Joe] in violation of Title
 III of the ADA by refusing to help [Joe] find a thesis advisor. [Joe]. . . alleges that
 [RPI] discriminated against [Joe] in violation of Title III of the ADA and Title V
 of the ADA by refusing to allow [Joe] to change to ‘active’ status and resume his
 education at RPI. Additionally, [Joe] alleges. . . that [RPI]’s refusal to allow [Joe]
 to change to ‘active’ status constituted an act of discrimination in violation of §
 504. Finally, [Joe] . . . alleges that [RPI] breached its agreement with [Joe] in
 violation of state contract law . . .”.

1 been failing on their obligations in several times and places and RPI
2 recklessly violates our laws, upon malicious actions or similarly, including but
3 not limited to, negligent, intentional and excessive infliction of emotional
4 distress, breach of academic peace, tort (e.g., prima facie, personal, dignitary
5 and defamatory), libel (e.g., group libel, libel per se, libel per quod),
6 defamation (e.g., private publication), active breach of contractual obligations
7 (e.g., legal duty, moral duty, implied duty of cooperation, active breach of the
8 fiduciary relationship under the Modern Rules of Professional Conduct, etc.),
9 wrongful conduct, and other unlawful actions of RPI, as appertains to the
10 JSM paper.

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1 **(E) LOCATIONS OF EVENTS.**

2 ¶ No. 8 The events extend from 2008 to present:

3 **(a) State of Idaho.** Roe is a resident of Bannock County from January 2008

4 to July 2008.

5 **(b) State of New York.** Roe is a resident of Rensselaer County from August

6 2008 to January 2012.

7 **(c) Involuntary locations.** As a sole consequence of Roe's suspension and

8 thereby unemployment at RPI, Roe is involuntarily forced to abandon the
9 County of Rensselaer, State of New York, and from January 2012 to April
10 2012, Roe is not a resident.

11 **(d) State of California.** Roe is a resident of the County of San Francisco

12 from May 2012 to this date.

1 **(F) RELATED ORIGINAL COMPLAINTS.**

2 ¶ No. 9) **Fact in issue (¶¶).** Related original complaints will be involuntarily
 3 filed, because:

- 4 (a) RPI is uncooperative (e.g., discovery, meet & confer, etc.);
- 5 (b) it is unbearable and implausible to properly present the matters of Roe–
 RPI, due to substantially costly discovery process, wherein RPI does not
 follow the Federal Rules of Civil Procedure;
- 6 (c) by misusing Roe’s cooperative evidence and extensive proof of RPI’s
 failures, solely provided to RPI for a potential bona-fide settlement
 agreement, RPI most recently terminates a part of RPI’s web site, in an
 attempt to limit Roe’s online access (e.g., see exhibit 5);
- 7 (d) as a result of RPI’s maliciously wrongful actions, Roe has been chronically
 suffering from private and confidential physical injuries; and
- 8 (e) as a result of RPI’s delictual faults and supinely negligent actions,
 preparations of auxiliary original complaints are time-consuming.

9 ¶ No. 10) **Fact in issue.** Upon facts herein, Roe is involuntarily forced by RPI
 10 to submit related original complaints, and said complaints may be eventually
 11 consolidated into one lead case in the future, if required.

12 ¶ No. 11) **Key witnesses (¶¶).** A minimum of two witnesses⁴ will appear and
 13 testify, regarding any and all facts herein, and will provide substantive
 14 private and confidential evidence and statements.

15 ¶ No. 12) **Key claims (¶¶).** Partial JSM-related claims are as follows,

- 16 (a) **Claim.** RPI is in the violation of U.S. Constitution, including article I,
 section 8, clause 8 therein, urges and requires that, “. . . all . . . [actions]
 shall be uniform throughout the United States. . . [t]o promote the

27 ⁴ According to section 3, article III of the U.S. Constitution, two witnesses
 28 shall be sufficient for any and all matters and statements herein or hereto.

1 Progress of Science and useful Arts, by securing for limited Times to
 2 Authors and Inventors the exclusive Right to their respective Writings and
 3 Discoveries”, and the Fifth Amendment to the U.S. Constitution urges and
 4 requires that, “[n]o person shall be held to answer for . . . infamous crime,
 5 unless on a presentment or indictment of a Grand Jury. . . ; nor shall be
 6 compelled in any . . . case to be a witness against himself, nor be deprived
 7 of life, liberty, or property, without due process of law”.

8 **(b) Claim.** RPI is in the violation of Title IX⁵ because “[n]o person in the
 9 United States shall, on the basis of sex, be excluded from participation in,
 10 be denied the benefits of, or be subjected to discrimination under any
 11 education program or activity receiving Federal financial assistance. . . ”,
 12 among other RPI’s violations. See 20 U.S. Code § 1681(a).

13 **(c) Claim.** RPI is in the violation of Title 17 of the U.S. Code because RPI
 14 falsely alleged that Roe violated our copyright laws and failed to prove or
 15 proceed upon their false copyright allegations, nor did properly act upon
 16 regarding their false allegations within the statute of limitations of their
 17 false allegations or a maximum of ten years in any and all states of the

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19 ⁵ See, e.g., *Doe v. Rensselaer Polytechnic Inst.*, No. 1:20-cv-01185
 20 (DNH/DJS) (N.D.N.Y. Oct. 16, 2020) (hereinafter “*Doe v. RPI*”). [Note: *Doe v. RPI*
 21 is an example of RPI’s gender discrimination and is an evidence that RPI acts as
 22 an irresponsible non-educational entity. *Id.* at page 26, Hon. David N. Hurd
 23 believes that, “[t]he Court understands many of the impulses that may cause a
 24 school to favor women over men in the context this case presents. After all,
 25 claims of sexual assault like [Jane]’s—and [John]’s—are often difficult to prove.
 26 By their very nature, these claims typically involve a level of privacy that
 27 undercuts the availability of witnesses, to make no mention of the stigma that
 attaches so easily to sexual assault victims, the profound psychological trauma
 that inevitably follows sexual assault, or the age-old stereotypes that call
 listeners to disbelieve complainants—especially, historically speaking, women.
 Much work must be done to ensure that sexual predators are called to justice,
 and the Court does not shrink from that truth”].

1 United States. See, e.g., 17 U.S. Code § 507 (a) & (b).

2 (d) **Claim.** RPI is in the violation of Title VII of the Civil Rights Act of 1964,
 3 because at least one employee of RPI discriminated Roe on the basis of
 4 national origin or sex⁶ or bias or similarly. See 2 U.S.C. § 1311 (a)(1).

5 (e) **Private and confidential claims.** RPI is in the violation of many other
 6 laws, that due to the uncommon complexity of the matters of Roe–RPI,
 7 said violations are not included herein. Related original complaints are
 8 filed in the future for said claims.

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15 ⁶ See e.g., *Doe v. Rensselaer Polytechnic Institute*, No. 1:20-cv-01359
 16 (BKS/CFH) (N.D.N.Y. Nov. 6, 2020) (hereinafter “*Doe II v. RPI*”). *Id.* at page 1,
 17 introduction, paragraph 1 therein, Hon. Brenda K. Sannes summarizes the case
 18 as follows: “On November 3, 2020, . . . Doe [II], a student at . . .[RPI]. . . filed this
 19 diversity action against RPI alleging breach of contract and breach of the implied
 20 covenant of good faith and fair dealing. ([citation]). The same day, [Doe II] filed a
 21 motion under Federal Rule of Civil Procedure 65 for a temporary restraining
 22 order (“TRO”) and preliminary injunction enjoining RPI ‘from imposing an
 23 «Emergency Suspension» upon [Doe II], and excluding him from participating in
 24 his coursework via online learning, pending the conclusion of [Doe II]’s judicial
 25 inquiry at the college.’ ([citation]). On November 5, 2020, the Court held a
 26 telephone conference with the parties and provided RPI until 5:00 p.m. to file a
 27 response to [Doe II]’s request for a TRO based on his claim regarding the
 emergency suspension. The Court also gave the same deadline for [Doe II] to file
 any supplemental briefing in support of his motion. Having considered the
 parties’ submissions, ([citation]), the Court grants [Doe II]’s motion for a TRO to
 the extent it seeks to enjoin RPI from excluding him from participating in his
 coursework via online learning pending the outcome of the judicial inquiry”. *Id.*
 at page 17, Hon. Sannes “ORDERED that RPI is restrained from excluding [Doe
 II] from participating in his coursework via online learning”.

1 (G) SUMMARY OF EVENTS.

2 (¶ No. 13) ¶. The main JSM-related events are summarized as follows:

3 (a) **Fact.** In January 2, 2008, Roe arrives in the United States for the first
 4 time, under an F-1 Student Visa. Roe participates in a Ph.D. program in
 5 the measurement and control engineering research center (“MCERC”) at
 6 Idaho State University (“ISU”), and is employed under a contractual
 7 fellowship, almost entirely funded by the United States Army Medical
 8 Research and Development Command via a U.S. federal award of ISU,
 9 known as “smart prosthetic hand” (“SPH”). The end-result of SPH was to
 10 prototype a dexterous intelligent prosthetic hand for our amputated
 11 warfighters and veterans, returning from the wars and conflicts, among
 12 other individuals with disabilities.

13 (b) **Fact.** In August 2008, Roe transfers from MCERC at ISU to RPI, via a
 14 new scholarship contract or the RRA.

15 (c) **Fact in issue.** During 2008–2012, RPI breaches the RRA in several times
 16 and places. Roe never breaches any term of RRA or any portion thereof.

17 (d) **Fact in issue.** In 2011, RPI, without stating any detailed fact or facts in
 18 issue or proper evidence, without proper due process of the law, without
 19 following their own RPIJJP, and with actual malice, falsely alleges that
 20 Roe has violated our Title IX and copyright laws.

21 (e) **Fact.** During 2011–2012, Roe brings four witnesses and denies any and
 22 all false allegations of any and all entities at any and all times and places.

23 (f) **Fact.** RPI does not accept. RPI does not also state any proper reason⁷ or

25 ⁷ In *Doe v. RPI, supra*, at page 15, paragraph 3 therein, the Court discovers
 26 that, “RPI’s first basis appears to credit [Jane]’s narrative of the encounter over
 27 [John]’s without providing any reasons for doing so. [John] does not describe a
complex conversation at any point in his allegation, instead describing simple
 28 conversations along the lines of [Jane] inviting him to drink alcohol and her

any proper facts in issue. See exhibits 2–3.

(g) **Fact.** Roe appeals the matters of Roe–RPI several times.

(h) **Fact.** Roe appeals the matters to several major executive offices at RPI, including offices of general counsel and secretary of RPI (“RPIGC”), dean of students (“RPIOS”), dean of graduate education (“RPIOGE”), dean of engineering, etc., in witness of all third parties. Third parties include:

- (1) a legendary public figure and distinguished and eminent medical surgeon and at-the-time JSM’s editor-in-chief (“JSMEIC”) and a current resident of the State of California;
- (2) two international members of the office of the JSM;
- (3) two external public figures and subject matter experts; and
- (4) three authors of the JSM paper. See exhibit 1.

(i) **Fact.** Roe appeals the matters of Roe–RPI in several other times and places. RPI knowingly does not accept.

(j) **Fact in issue.** Upon our initial discovery, during 2008–2011, RPI maliciously violates Title IX rights of both individuals.

(k) **Fact in issue.** RPI instantly and untimely opens an internal judicial procedure in the September 7 of 2011, thereby RPI, upon intentional and excessive infliction of emotional distress actions, maliciously suspends Roe, without proper due process of the law.

(l) **Fact in issue.** During 2008–2011, RPI extensively violates Title IX rights of Roe. RPI excessively reckless and maliciously investigates the false sexual harassment allegations, without any consent or knowledge of Roe,

requests that they engage in various sex acts”. Underscoring added. It is similar to our claim that RPI maliciously executes threatening disciplinary actions, without providing any reason.

1 and exceedingly malicious, penetrates into potential attorney-client
 2 relationship of Roe and a local law firm to collect evidence against Roe and
 3 ruthlessly fails. Amendment IV to the Constitution of the United States
 4 urges and requires that, “[t]he right of the people to be secure in their
 5 persons, . . . papers, and effects, against unreasonable searches and
 6 seizures, shall not be violated, and no Warrants shall issue, but upon
 7 probable cause, supported by Oath or affirmation, and particularly
 8 describing the [physical or virtual] place to be searched, and the persons or
 9 things to be seized”. RPI knowingly and intentionally violates our very
 10 basic and fundamental U.S. Constitutional laws.

11 (m) **Fact in issue.** In 2011, upon intentional and excessive infliction of
 12 emotional distress and actual malice and animus differendi actions, RPI
 13 delays⁸ and subsequently denies two thoroughly independent requests of
 14 Roe, completely impertinent to RPI’s false allegations:

- 15 (1) a request for one semester *leave of absence*, which was in fact priorly
 16 approved by RPI’s two prominent departmental professors; and
 17 (2) a request for one semester *change of status* from a full-time to a part-
 18 time student.

19 (n) **Fact in issue.** In 2011–2012, RPI recklessly defames Roe, after malicious

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 21 ⁸ See *Doe v. RPI, supra*, at pages 24–25, Hon. Hurd believes that, “RPI’s
 22 interest in punishing those it finds in violation of its sexual misconduct policy
 23 should be no greater than its interest in ensuring that its accused students are
 24 not unjustly punished to their lifelong detriment. Besides, it is tragically all too
 25 likely that more sexual assault complaints will follow this one. Delaying one
 26 hearing in light of some sobering evidence of discrimination against a male is an
 27 insubstantial loss for [RPI], and certainly not an all-consuming one. But plaintiff
only has one reputation, one career, and one life”. Underscoring added. Hon.
 28 Hurd’s judgement supports the fact that improper internal judicial procedure of
 RPI, regarding Title IX claims, causes lifelong defamation injuries.

1 execution of an outrageous due process, for investigating complex false
 2 sexual harassment and false copyright allegations, using intentional and
 3 excessive infliction of emotional distress, actual malice, and discriminatory
 4 actions, executed by two offices of RPI, performed by three sophisticated
 5 individuals, without proper judicial or Title IX qualifications to intervene
 6 in the false and external sexual harassment allegations against Roe.

7 **(o) Fact in issue.** In 2011–2012, RPI maliciously suspends Roe for ~88 years,
 8 until the evident death of Roe at age ~120, using two internal holds or
 9 despotic weapons of RPI, said holds are issued by the dean of students (or
 10 RPIOS or the head of RPIJJP), and the dean of graduate education (or
 11 RPIOGE). See exhibit 4.

12 **(p) Fact in issue (††).** As a direct result of RPI's maliciously wrongful
 13 actions, Roe is excruciatingly suffering from private and confidential
 14 physical injuries⁹ directly caused by RPI's intentional and excessive

16 ⁹ See, e.g., *Joe v. RPI, supra*. *Id.* at page 2, background section, paragraph
 17 2 therein, Hon. David N. Hurd believes that, “[d]espite the relative success of the
 18 cardiac and brain surgeries, [Joe] continues to suffer from periodic epileptic
 19 seizures, chronic fatigue, sleepiness, dizziness, head rushes, and leg pain. . . .
 20 Consequently, [Joe] takes anti-seizure medication, and while the medication
 21 helps reduce the risk and occurrence of seizure, the side effects of [Joe's]
 22 medication include drowsiness, dizziness, and lightheadedness. . . . There is a
 23 close correlation between the degree of these symptoms and the amount of time
 24 he spends intensively talking, reading, typing, or working at the computer. . . .
 25 [Joe] is able to reduce these symptoms with frequent breaks and intermittent
 26 time off.” *Id.* at page 3, the Court continues in the third paragraph, “. . . when
 27 [Joe] enrolled in the Mechanical Engineering Graduate Program at RPI [, exactly
 28 the same program as Roe], he was still suffering from seizures, dizziness, head
 rushes, headaches, tension, difficulties with concentration, aphasia, muscle pain,
 extreme fatigue, and chronic sleepiness. . . . Accordingly, [Joe] requested
 accommodations from RPI’s Disabled Students Services Office by submitting a . . .”
Id. at page 4, paragraph 2 therein, the Court summarizes that, “[a]s a student
 at RPI, [Joe] was required to pay a fee to [RPI’s] Health Center. . . . On March 22,
 2002, [Joe] was experiencing frequent head rushes and dizzy spells and was

1 infliction of emotional distress, among other actions.

2 (q) **Fact (#).** In 2021–2022, in the past ~7-8 months, upon amelioration of
 3 Roe’s injuries, Roe provides private and confidential cooperative evidence
 4 and extensive court material proof that RPI has failed in any and all
 5 actions— to RPI’s office of the general counsel or new RPIGC and requests
 6 for “communication, negotiation and settlement”. See exhibit 6.

7 (r) **Fact in issue.** RPI collects the cooperative evidence of the preceding fact—
 8 provided solely for settlement purposes— and moves adversely against Roe
 9 by limiting Roe’s access to RPI’s web site. See exhibits 5–6.

10 (s) **Fact in issue.** Most recently, Roe becomes aware that, on January 20,
 11 2022, RPI terminates a part of their RPI’s web site, to which Roe had
 12 online access, in an attempt to limit Roe’s access to case materials, due to
 13 the fact that Roe provided cooperative case materials and evidence to
 14 RPIOGE (e.g., see exhibit 5) and RPIOGE is well informed of the matters
 15 of Roe—RPI, thereafter RPI moves to limit Roe’s online access to RPI’s web
 16 site and does not grant any access upon Roe’s requests.

17 (t) **Fact.** Most recently, Roe notifies RPIGC, regarding their adverse actions.
 18 RPIGC does not respond or grant access to RPI’s web site.

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 21 having trouble thinking straight, speaking, and reading. . . [Joe] went to the
 22 [RPI’s] Health Center because he wanted to ‘be near medical help in case his
 23 dizzy spells turned into a seizure.’. . . [Joe] informed the staff at [RPI’s] Health
 24 Center that he ‘thought he was going to have a seizure,’ and that he ‘just needed
 25 a safe place to sleep.’. . . The staff, consistent with [RPI’s] Health Center’s policy
 26 that students are not permitted to occupy beds solely for the purpose of resting or
 27 sleeping, denied [Joe]’s request and informed [Joe] that if it was an emergency,
 28 then he should seek medical attention at the local hospital. . . [Joe] responded
 that it was not an emergency, and he just needed a ‘safe place to sleep.’. . .
 Ultimately, [Joe] was denied a bed and was forced to walk to the local hospital,
 where he was given a place to rest”.

1 **(u) Fact in issue.** Most recently, upon facts herein, Roe is forced by RPI to
2 commence this action, thereupon notifies RPIGC et al. regarding intention
3 to file “Roe v. RPI” original complaints in the federal courts and requests
4 for cooperative discovery under the Federal Rules of Civil Procedure. RPI
5 ignores the Federal Rules— which is highly encouraged and required by the
6 courts. Thereupon, this case is commenced due to adverse and supinely
7 negligent actions of RPI.

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1 (H) CLAIMS OF IRREPLACE HARMS AND LIFELONG INJURIES.

2 (¶ No. 14) **Claims (¶¶).** As of today¹⁰, JSM-related injuries directly caused by
3 RPI's false copyright allegations are as follows:

4 **(a) Education.** Total partial educational loss is \$1,525,058, because Roe was
5 about to graduate with three degrees, maliciously blocked by RPI:

6 (1) a Ph.D. degree in mechanical engineering, concentrated on
7 manufacturing and control systems; total partial loss hereof was
8 ~\$401,165 in 2012, and is \$1,117,531 in 2022;

9 (2) a master of science degree in industrial and systems engineering,
10 concentrated on decision science and engineering systems; total partial
11 loss hereof was ~\$74,423 in 2012, and is \$207,321 in 2022; and

12 (3) a master of science degree in management science, concentrated on
13 technological commercialization and entrepreneurship; total partial
14 loss hereof was ~\$71,869 in 2012, and is \$200,206 in 2022;

15 **(b) Employment.** Key employment harms are private and confidential. RPI
16 maliciously suspended Roe, thereby blocked Roe's educational degrees and
17 caused physical injuries and deprival of employment; total partial
18 employment loss hereof is ~\$3,793,186.

19 **(c) Health.** Physically incapacitating and excessively excruciating and
20 lifelong injuries of Roe are private and confidential.

21 **(d) Financial losses.** Complete financial losses are private and confidential.

22 **(e) Defamation.** Roe has been unlimitedly defamed by RPI.

23 **(f) Private and confidential claims.** Other private and confidential
24 injuries are exceedingly substantial and unlimited.

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26 ¹⁰ Note: All estimations herein and hereto are as of today and partial to
27 solely the JSM paper. Other injuries will be included in related complaints.

1 **(I) CLAIMS OF RECKLESS AND MALICE DUE PROCESS.**

2 ¶ No. 15) **Fact in issue (‡‡).** RPI threatens¹¹ or activates disciplinary actions
 3 on students. See e.g., *Doe v. RPI, supra*; and *Doe II v. RPI, supra*.

4 ¶ No. 16) **Fact in issue (‡‡).** Upon intentional and excessive infliction of
 5 emotional distress actions, RPI maliciously performs biased and
 6 discriminatory due process, on their false allegations (e.g., see exhibits 1–3).
 7 Then, RPI perpetually suspends Roe (e.g., see exhibit 4).

8 ¶ No. 17) **Fact in issue (‡‡).** Private and confidential material facts of RPI's
 9 malice due process are presented at the trial¹².

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17 ¹¹ In *Doe v. RPI, supra*, at page 25, last paragraph therein, Hon. Hurd
 18 concludes that, “. . . Doe has made a showing sufficient to establish a reasonable
 19 likelihood that RPI has come down on the opposite side of that truth, no matter
 20 how dysphonic their chosen path may be when this Court attempts to harmonize
 21 it with plaintiff's rights under Title IX. As a result, plaintiff has also made a
 22 sufficient showing that [RPI] has threatened his academic future in violation of
 23 his rights to equal treatment regardless of his sex, a harm that damages cannot
 24 make whole”. Underscoring added.

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26 ¹² In *Doe v. RPI, supra*, at page 25, third paragraph, Hon. Hurd partly
 27 approves RPI's argument and believes that, “. . . RPI correctly noted at oral
 28 argument that [Jane]'s rights need to be protected in this case as well, that
 29 protection cannot come at the expense of [John]'s in the absence of a fair
 30 determination of his culpability”. Contrary to *Doe v. RPI*, as relates herein, RPI
 31 maliciously demolishes Title IX rights of both individuals, in the false sexual
 32 harassment allegations hereof, upon deliberate obmutescence and oblivious of our
 33 U.S. Constitution and laws, and upon maliciously investigations by unqualified
 34 individuals, without proper Title IX qualifications.

1 **(J) CLAIMS OF EXCESSIVELY MALICE TITLE IX MISCONDUCT.**

2 ¶ No. 18) **Fact in issue (##).** With improper investigations by unqualified
 3 individuals, with actual malice due process¹³, and without complying with
 4 their own RPIJJP, RPI maliciously exhausts and demolishes Title IX rights of
 5 both individuals. Private and confidential material facts of RPI's
 6 tremendously malice Title IX misconduct¹⁴ are presented at the trial.

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10 ¹³ Note: See *Doe v. RPI, supra*. *Id.* at page 27, par. 2, Hon. Hurd concludes
 11 that, “[a]gainst Doe's protected rights, RPI's showing of the equities amounts to
 12 hollow portents of rampant sexual assault and the impermissible assumption
 13 that plaintiff is already guilty despite not having so much as a hearing on a
 14 matter of grave import to his future. Plaintiff has thus proven each a likelihood of
 15 success on the merits, irreparable harm should a preliminary injunction not be
 16 granted, that the balance of the equities favors granting the injunction, and that
 17 the public interest would not be disserved by enjoining [RPI] from conducting its
 18 hearing against him. Accordingly, plaintiff's motion for a preliminary injunction
 19 must be granted”. Underscoring added.

20 ¹⁴ See *Doe v. RPI, supra*, at page 24, Hon. Hurd believes that, “[i]t is
 21 troubling enough that [RPI] frames protections for one individual's due process
 22 rights, whether that individual be male or female, as inciting campus sexual
 23 assault on a mass scale. But far worse is that by its own litigation position [RPI]
 24 seems already to be considering plaintiff to be guilty of violating the policy
 25 without giving him any opportunity to challenge its evidence. Needless to say,
 26 [RPI]'s arguments on this point are ill-advised, and do little to demonstrate that
 27 the equities do not favor granting plaintiff's requested injunction”. Underscoring
 28 added. In the matters of Roe–RPI, RPI acted similarly, as properly discovered in
Doe v. RPI, i.e., “already to be considering [Roe] to be guilty of violating the policy
 without [providing any evidence, stating any facts in issue and without] giving
 [Roe] any opportunity to challenge its evidence. . . .” In the matters of Roe–RPI,
 RPI maliciously misused their own internal speedy and public trial, briefed
 herein, and substantive private and confidential evidence exists (##), such that
 RPI unlawfully gain their own tyrannic result, which said result was the
retraction of a lawful invention of Roe et al., i.e., the JSM paper.

1 (K) CLAIMS OF DISCRIMINATORY COPYRIGHT ALLEGATIONS.

2 (¶ No. 19) **Fact in issue (‡‡).** False copyright allegations of RPI solely relates
 3 to the JSM paper and said allegations were and are false. Because,

4 (a) **Fact.** RPI falsely alleges that the JSM paper is a copyright infringement
 5 and Roe committed “*academic dishonesty*, specifically plagiarism,
 6 fabrication and/or [unlawful] collaboration” and perpetually suspends Roe.

7 (a) **Fact.** All relevant parties, including all authors of the JSM paper and the
 8 JSM publisher and RPI were all informed of the false copyright
 9 allegations, since 2011.

10 (a) **Fact.** No complaint has been filed in any court.

11 (b) **Fact.** The JSM paper has been continually available for sale.

12 (c) **Fact.** Statute of limitations to file any complaint, regarding the JSM
 13 paper, has been expired on February 2, 2022, in any and all states.

14 (d) **Fact.** The JSM paper has been lawful at all times and places. Therefore,
 15 defamatory allegations of RPI were and are false.

16 (e) **Fact in issue.** Assuming that the JSM paper was unlawful, RPI must
 17 have acted upon. RPI never did. Therefore, it is evident that RPI violates
 18 our laws and RPI maliciously accused, defamed, suspended, caused
 19 injuries to Roe, upon intentional and excessive infliction of emotional
 20 distress actions and on other basis of national origin, sex, bias or similarly.

21 (f) **Fact.** While the duration of Roe’s suspension for ~88 years is ambiguous,
 22 Title 17 of the United State Code, section 302, subdivision (a) entails that
 23 “[c]opyright in a work created on or after January 1, 1978, . . . endures for
 24 a term consisting of the life of the author and 70 years after the author’s
 25 death”. See 17 U.S. Code § 302 (a), (b), (c), (d) & (e).

1 (N) CLAIMS OF FREQUENT SEX DISCRIMINATION.

2 (¶ No. 20) **Claims (‡‡).** Private and confidential material facts of RPI's
 3 repeated sex discrimination are presented at the trial. Other facts are:
 4 **(b) Fact.** "With respect to a program or activity carried on or receiving federal
 5 assistance . . . an individual may not be excluded from participation, . . . or
 6 otherwise discriminated against based on sex". See 40 U.S. Code § 122 (a);
 7 42 U.S. Code § 5891. See also 29 U.S. Code ch. 8 § 206(d); 10 U.S. Code §
 8 481 (a)(2)(C); and the Equality Act¹⁵.

9 **(c) Fact in issue.** RPI discriminated Roe based on sex¹⁶. See, e.g., *Doe v. RPI*,
 10 *supra*, at page 14, paragraph 3 therein, states that, "[t]his raises a
 11 powerful inference of sex discrimination".

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 18 ¹⁵ Equality Act "... prohibits discrimination based on sex, sexual
 19 orientation, and gender identity in areas including public accommodations and
 20 facilities, education, federal funding, employment, housing, credit, and the jury
 21 system. Specifically, the bill defines and includes sex, sexual orientation, and
 22 gender identity among the prohibited categories of discrimination or
 segregation". See H.R. No. 5, 117th Cong., 1st Sess., 2021–2022 (hereinafter the
 23 "Equality Act").

24 ¹⁶ In *Doe v. RPI*, *supra*, page 27, par. 3 therein, Hon. Hurd concludes that,
 25 "... Doe has made a showing that RPI's current regime may be discriminating
 26 against him on the basis of his sex, and if he is satisfied that the 2020 policy's
 27 additional protections would adequately shield him—which he has indicated that
 he believes they would—the Court would be willing to entertain allowing RPI to
 proceed. Barring that, this Court must be satisfied that [RPI] adequately protects
 male students like Doe before he can be threatened with discipline in this
 matter".

1 (O) **CLAIMS OF NATIONAL ORIGIN DISCRIMINATION.**

2 ¶ No. 21) **Claims (‡‡).** RPI discriminated Roe based on national origin:

3 (a) **Fact.** “[N]o person in the United States shall, on the ground of . . . color,
4 or national origin, be excluded from participation in, be denied the benefits
5 of, or be subjected to discrimination under any program or activity
6 receiving Federal financial assistance”. (See 42 U.S. Code §§ 2000d *et seq.*).

7 (b) **Fact.** Private and confidential material facts of RPI’s national origin
8 discrimination are presented at the trial.

9 (P) **CLAIMS OF OUTRAGOUS AND MALICE DEFAMATION.**

10 ¶ No. 22) **Claims (‡‡).** RPI defamed Roe. See exhibits 2–4. Private and
11 confidential material facts of defamation are presented at the trial.

13 (L) **DEFENDANT’S MOTIONS TO DISMISS.**

14 ¶ No. 23) **Fact in issue (‡‡).** All RPI’s premature or frivolous pretrial motions
15 to dismiss, to this original complaint or any portion hereof, shall be
16 ungranted, with or without prejudice, due to the fact that RPI’s unlawful
17 cease of the case materials and RPI’s negligent violations of the Federal Rules
18 of Civil Procedure, are the sole cause of the following fact:

19 (1) **Fact (‡‡).** Many private, confidential and other material facts and
20 evidence are involuntarily undisclosed herein.

1 **(M) JURISDICTIONAL STATEMENT.**

2 (¶ No. 24) The jurisdictional statement is as follows:

3 **(a) JURISDICTION.** This Court has any and all the proper jurisdiction over

4 this entire case, because:

5 **(1) Fact.** Section 1 of Amendment XIV to the Constitution of the United

6 States urges that, “[a]ll persons born or naturalized in the United
7 States and subject to the jurisdiction thereof, are citizens of the United
8 States and of the State wherein they reside. No State shall make or
9 enforce any law which shall abridge the privileges or immunities of
10 citizens of the United States; nor shall any State deprive any person of
11 life, liberty, or property, without due process of law; nor deny to any
12 person within its jurisdiction the equal protection of the laws”.

13 **(2) Fact.** Article IV, section 1 of the U.S. Constitution urges and requires

14 that, “Full Faith and Credit shall be given in each State to the public
15 Acts, Records, and judicial Proceedings of every other State. And the
16 Congress may by general Laws prescribe the Manner in which such
17 Acts, Records and Proceedings shall be proved, and the Effect thereof”.

18 **(3) Fact.** Roe and the majority of key entities and witnesses reside in the

19 State of California or other states, and not the State of New York,
20 wherein only one entity (i.e., RPI) is headquartered.

21 **(4) Fact.** “The district courts shall have original jurisdiction of all civil

22 actions where the matter in controversy exceeds the sum or value of
23 \$75,000, exclusive of interest and costs, and is between . . . citizens of
24 different States . . .”. See 28 U.S. Code § 1332(a).

25 **(5) Fact.** As a result of RPI’s malicious suspension, Roe was forced to

26 involuntarily abandon the County of Rensselaer in the State of New
27 York and reside in the State of California, wherein the involuntary

1 injuries have been befalling. Additionally, upon facts and evidence
 2 herein, RPI most recently caused the commencement of this action.

3 **(6) Fact.** RPI generates profits from students and entities of California,
 4 therefore RPI shall provide agents in the State of California.

5 **(b) Divisional Assignment.** This original complaint most recently arose in
 6 the County of San Francisco and Roe is the resident of the City and County
 7 of San Francisco, since the malevolent termination by RPI, thereby the
 8 San Francisco Division is appropriate.

9 **(N) VENUE.**

10 ¶ No. 25) The venue is appropriate because:

11 **(a) Fact.** “... [T]he proper venue for a civil action shall be determined
 12 without regard to whether the action is local or transitory in nature”. See
 13 28 U.S. Code § 1391(a)(2).

14 **(b) Fact.** “... [A] judicial district in which a substantial part of the events or
 15 omissions giving rise to the claim occurred . . .”, is the State of California.
 16 See 28 U.S. Code § 1391(b)(2).

17 **(c) Fact.** As a result of RPI’s malice actions, Roe was involuntarily forced to
 18 leave the County of Rensselaer.

19 **(d) Fact.** Related events have been occurring from 2008 to present, and the
 20 State of California holds the timeline majority of the key events.

21 **(O) RELATED CASES.**

22 ¶ No. 26) **Fact in issue (‡‡).** As of today, there is no related cases. However,
 23 one lead case and seventeen other auxiliary and related original complaints
 24 that are not filed yet, due to the following facts:

- 25 **(a)** RPI does not release Roe’s case materials under the Federal Rules;
- 26 **(b)** RPI is generally reckless, negligent and uncooperative;
- 27 **(c)** Preparations of related original complaints are substantively costly,

1 primarily due to our privacy, confidentiality and evidence laws, and Roe is
 2 in possession of ~532,000 pages of pertinent information hereto; and

3 (d) Roe has private, confidential and physically incapacitating health injuries.

4 (P) **EXPEDITED TRIAL.**

5 (¶ No. 27) **Fact in issue (††).** An expedited trial of all matters is appropriate
 6 and requested, because:

7 (a) **Confidential harms.** Roe must involuntarily request for an accelerated
 8 due process of the law. (e.g., see 29 C.F.R. § 18.42, amend. July 8, 2022;
 9 Cal. Code Regs. Tit. 8, § 373; *Rosenfield v. Vosper*, 45 Cal. App. 2d 365
 10 (Cal. Ct. App. 1941) (hereinafter “*Rosenfield v. Vosper*”).).

11 (b) **Dependents.** Three dependents of Roe have been adversely affected.

12 (c) **Time and Expense.** RPI had over a decade time to resolve the matters of
 13 Roe–RPI, and RPI has failed in several times and places to cooperatively
 14 resolve the matters. In *Rosenfield v. Vosper*, *supra* (styling modified):

15 (1) “[i]n the early days of the trial the judge frequently admonished the
 16 attorneys that the matter was taking too much time, spoke of the
 17 expense of conducting the court, urged expedition in the handling of the
 18 matter and frequently suggested to counsel that a settlement should be
 19 agreed upon out of court”; Roe has made several attempts to resolve the
 20 matters – out of the courts – and RPI made almost no effective effort
 21 and is taking too much time and has been causing irreplaceable harms,
 22 therefore an expedited trial is appropriate;

23 (2) regarding the expedition of the trial, Hon. Wood stated that, “. . . I do
 24 remember that I did repeatedly admonish both sides that too much
 25 time was being taken and urged that an attempt be made to cover the
 26 ground with less expenditure . . .”; and

27 (3) “[a]lthough efforts on the part of a trial judge to expedite proceedings

1 and to encourage settlements out of court are ordinarily to be
 2 commended, such efforts should never be so directed as to compel either
 3 litigant to make a forced settlement".

4 **(d) Venue.** "... [I]n order to expedite proceedings, no change of venue may be
 5 granted". See Lovell v. INS, 52 F.3d, 458 (2d Cir. 1995).

6 **(e) Fact.** In 2011, RPI maliciously executed internal speedy and public trial
 7 on their false sexual harassment and false copyright allegations against
 8 Roe. See exhibits 2–3. See also Amendment VI to the U.S. Constitution.

9 **(f) Fact.** Article 1, section 8, paragraph 9 of the U.S. Constitution, urges and
 10 emphasizes the importance of "... promot[ing] the Progress of Science and
 11 useful Arts, by securing for limited Times to Authors and Inventors the
 12 exclusive Right to their respective Writings and Discoveries". Aforesaid
 13 rights of Roe have been blocked and demolished by RPI.

14 **(Q) DISCLOSURE OF NON-PARTY INTERESTED ENTITIES OR
 15 PERSONS.**

16 (¶ No. 28) The following certification is separately filed:

17 **(a) "CERTIFICATION OF INTERESTED ENTITIES OR PERSONS".**

18 "Pursuant to Civil L.R. 3-15, the undersigned certifies that as of this date,
 19 other than the named parties, there is no such interest to report".

21 **(R) DEMAND FOR JURY TRIAL.**

22 (¶ No. 29) Jury trial is demanded for all matters.

1 **(S) PRAYER FOR RELIEF.**

2 ¶ No. 30) ‡‡. WHEREFORE, with all due respect and in most humble terms,
3 this Court may do any graceful or propitious act, pertaining to any procedure,
4 order, injunction, judgment, award (punitive, actual, etc.), relief of any kind or
5 nature, that this Court may deem equitable, as solely appertains to RPI's false
6 JSM-related allegations, including but not limited to:

- 7 (a) a payment of irreplaceable private and confidential medical injuries,
8 ~\$6,344,020, including:
9 (1) a payment of private and confidential injuries I, ~\$1,836,180;
10 (2) a payment of private and confidential injuries II, ~\$2,902,413; and
11 (3) a payment of private and confidential injuries III, ~\$1,605,427;
12 (b) a payment of irreplaceable educational damages, ~\$1,525,058;
13 (c) a payment of irreplaceable employment damages, ~\$3,793,186;
14 (d) a payment of partial JSM-related debt damages, ~\$2,416,133;
15 (e) a payment of partial JSM-related financial losses, ~\$4,590,708;
16 (f) a payment of irreplaceable and partial JSM-related defamation damages,
17 ~\$7,201,584;
18 (g) a payment of other JSM-related private and confidential injuries,
19 ~\$1,263,490;
20 (h) a payment of incurred and incurring expenses of Roe v. RPI; and
21 (i) any punitive award or relief, deemed appropriate by this Court.

(T) EXHIBITS.

(¶ No. 31) ¶. Six exhibits are included hereinafter:

(¶ No. 32) **Exhibit 1.** RPI claims that, the below lawful paper of Roe et al. (hereinafter the “JSM paper”; ©2009 omitted), published in one of the most controversial urology journals in the world (hereinafter the “JSM”), is a copyright infringement and must be retracted, upon which RPI maliciously suspends Roe for ~88 years until Roe’s evident death. Authors and inventors of the JSM papers are:

- (a) corresponding author, inventor and expert 1 (i.e., “Roe”);
 - (b) author, inventor and expert 2 (i.e., hereinafter “Author 2”) and a current resident of the State of California; and
 - (c) author and expert 3 (i.e., hereinafter “Author 3”) and a current resident of the State of North Carolina.

[Note: It is a publicly evident fact that the JSM paper is a lawful paper and the fact that it has been continually available for sale, proves that the JSM paper is not a copyright infringement and RPI's false copyright allegations were and are false at all times and places.]:

J. Roe

Author 2

Author 3

J. R. [REDACTED], MSc,* [REDACTED], MSc,* and [REDACTED], MA†

^aRensselaer Polytechnic Institute—Department of Mechanical, Aerospace and Nuclear Engineering, Troy, NY, USA;
^bRensselaer Polytechnic Institute—School of Humanities, Arts, and Social Sciences, Troy, NY, USA

DOI: 10.1111/j.1743-6109.2009.001452.x

¶ No. 33) **Exhibit 2.** Evidence of RPI's dean of students or RPIOS's intentional and excessive infliction of emotional distress in the first formal investigation action, maliciously threatening to hold transcripts and diploma of Roe; evidence of speedy and public trial, without providing any details of third party's complaint or any sufficient time to resolve the matters; evidence of an unqualified head of RPIJJP; partial evidence of RPI's false allegations; among other facts, this evidence proves that RPI's due process was actually malice from the day one of RPI's formal investigation. [Note: RPI's final decision is already adjudicated therein, prior to any formal investigation, which is evident by comparing exhibits 2 and 3, which proves the intentional and excessive infliction of emotional distress actions by RPI. The threatening phrases include, (a) the word "diploma", which refers to three potential graduate degrees of Roe, blocked by RPI, valued at ~\$1,525,058, as of today; (b) "the ability to register for your next semester"; and (c) several other evident phrases.]:

Dear █ R█ e:

o

The Dean of Students Office received information that you may have been involved in the following: *academic dishonesty, specifically plagiarism, fabrication and/or collaboration, specifically Grounds for Disciplinary Action #5 and #6 as stated on page 8 of The Rensselaer Handbook of Student Rights and Responsibilities, 2010-2012.* The incident in question was brought to this Dean's attention by a complaint that noted a 2009 paper published in the Journal of Sexual Medicine 2009;6:3086-3096 constituted plagiarism.

Therefore, it is important that you contact the Dean of Students, Mark Smith, at 276-6266 **no later than Wednesday, September 19, 2011, by 4:00 p.m.** to schedule a judicial inquiry meeting; failure to meet with the Dean could result in a hold being placed on your records that may cancel any current registration, the ability to register for your next semester, and would hold your transcripts/diploma.

Before meeting with the Dean, please review pages 6 -14 of *The Rensselaer Handbook of Student Rights and Responsibilities, 2010-2012* (<http://www.rpi.edu/dept/doso/StudentHandbook2010-2012.pdf>). As stated in the handbook, a student involved in the judicial process has the option to utilize a student judicial advisor to provide procedural clarification. If you would like to inquire further about this option, contact the Mark Smith, Dean of Students, at 276-6266.

1 (¶ No. 34) **Exhibit 3.** Evidence of JSM-related defamation; partial evidence of
2 RPI's malice and false copyright allegations and their false final decision;
3 [Note: Please note that how close the dates are, for such serious, complex and
4 expert-required matters in academia, briefly detailed herein. Please also note
5 that false and extensively malice statements exist in any texts received from
6 RPIOS. For instance, Roe never "requested time to review the letter and its
7 conditions". Private and confidential evidence will be presented at the trial.]:
8

9 November 29, 2011

10 [REDACTED]
11 Troy, NY 12180
12 Roe
13 Dear [REDACTED]:

14 This is to confirm our conversation on November 18, 2011, in which we discussed your violation of
15 Institute Grounds for Disciplinary Action, specifically #5: *academic dishonesty, specifically plagiarism,*
fabrication and/or collaboration, as stated on page 8 of The Rensselaer Handbook of Student Rights and
16 Responsibilities, 2010-2012.

17 You agreed to contact me to follow up on the discussion we had on November 18 and the letter, dated
18 November 10, 2011, outlining my determination of your responsibility for your actions regarding this case.
19 You requested time to review the letter and its conditions. As of this date, you have had sufficient time to
review the letter and come to an understanding of its content. You are hereby directed to meet with me
no later than December 1, 2011, to conclude the judicial inquiry. If you elect not to meet with me by the
close of business on December 1, the decision issued to you in the November 10 letter will be considered
final, the conditions specified in the letter will proceed as stated, and your decision not to respond will be
taken to be your acceptance of the facts and decision rendered for your case.

1 (¶ No. 35) **Exhibit 4.** Evidence of defamatory holds; evidence of compliance
 2 hold and disciplinary suspension hold, without proper due process of the law;
 3 evidence of deprival of educational and employment rights of Roe by blocking
 4 the “transcripts/diploma” of Roe, as stated in exhibits 2–3, or obstructively
 5 blocking three graduate degrees of Roe; [Note: Most recently, RPI terminated
 6 Roe’s access to this part of RPI’s web site (e.g., see exhibit 5) and did not grant
 7 any access upon Roe’s requests.]; ©2022 Ellucian Company L.P. and its
 8 affiliates:

9 Roe
 10
 11

660701664 [REDACTED]
 Jan 02, 2022 10:03 am

12 **View Holds**

13 **Info** These are the holds on your record. If you have a registration hold you will not be
 14 allowed to register.

15 WHO TO CONTACT IF YOU HAVE A HOLD

16 View SAM Status

17 **Administrative Holds**

Hold Type	From Date	To Date	Amount	Reason	Originator	Processes Affected
Dean of Students Hold	Nov 18, 2011	Dec 31, 2099		Compliance		Registration Transcripts Grades
Graduate Ed Office Hold	Feb 02, 2012	Dec 31, 2099		Discpl. Suspension Contact OGE		Registration Application

1 (¶ No. 36) **Exhibit 5.** See <<https://sis.rpi.edu/FormerConstituent.htm>> ©RPI;
2 evidence of termination of RSSIS –to limit Roe’s access– which is a part of
3 RPI’s web site; RPI did not grant any access to RSSIS upon Roe’s requests:
4

5 **Rensselaer Self-Service Information System**

6 As of January 20, 2022, Former Constituents no longer have access to SIS/RSS.
7

8
9 **Former Students or Employees-** please email your RIN, full name and information needed to:
10 Students: Registrar
11 Employees: Human Resources

1 (¶ No. 37) **Exhibit 6.** Evidence of the gravity of Roe–RPI matters; the below
2 letter, transmitted to RPIGC around January 9, 2022; [Note: An eight-figure
3 actual damage is redacted.]:

4

5 This is an official notification of violation to notify you that RPI is in the violation of
6 Title IX, the Copyright Law, Confidentiality, Privacy, Diversity, Discrimination, Title 20 —
7 Education — Laws, among others, as it pertains to specifically two counts of
8 Administrative Holds, among others, on Rensselaer Identification Number, 660701664,
9 and RPI is in the possession of significant amount of information and evidences, and
resulting incurred and incurring damages are in excess of \$ [REDACTED] million.

10 Please act, as appropriate.

11 Respectfully,

12 J [REDACTED] R [REDACTED] e
o

13 

1 (U) ATTESTATION AND CERTIFICATION.

2 (¶ No. 38) I, the undersigned, am the plaintiff in this original complaint. I now
3 stand up, raise my right hand, place my left hand on the Bible, swear and
4 affirm that:

5 "UNDER PENALTY OF PERJURY, I have read and understood each and
6 every statement herein and hereto and I attest and certify that all the
7 statements herein and hereto are true; correct and to the best of my
8 knowledge."

9 (¶ No. 39) I now sit down and sign this original complaint:

10
11
12
13
14 Very Respectfully Submitted,

15
16 Date: 8/15/2022

Signature: *Roe*

17
18 Name: J. Roe